

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE PHILLIPS-WALNUT GROVE FARM, FILED ON OCTOBER
10, 1936, BY ALEX MACDONALD, RESPONDENT

ORDER FOR CONTINUANCE

The Securities and Exchange Commission, having been requested by its counsel for a continuance of the hearing in the above entitled matter, which was last set to be heard at 11:00 o'clock in the forenoon on the 28th day of October 1936, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and it appearing proper to grant the request;

It is ordered, pursuant to Rule VI of the Commission's Rules of Practice under the Securities Act of 1933, as amended, that the said hearing be continued to 11:00 o'clock in the forenoon on the 11th day of November 1936 at the same place and before the same trial examiner.

By the Commission:

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3168—Filed, October 29, 1936; 12:42 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 28th day of October A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST
IN THE CENTRAL-BENSO "A" FARM, FILED ON SEPTEMBER 26,
1936, BY KENT K. KIMBALL, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet filed with the Commission, which is the subject of this proceeding, has been amended, so far as necessary, in accordance with the Suspension Order previously entered in this proceeding;

It is ordered, pursuant to Rule 341 (d) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended; that the amendments received at the office of the Commission on October 9, 1936, October 26, 1936, be effective as of October 26, 1936; and

It is further ordered, that the Suspension Order, Order for Hearing, and Order Designating a Trial Examiner, heretofore entered in this proceeding, be, and the same hereby are, revoked and the said proceeding terminated.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3167—Filed, October 29, 1936; 12:42 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 27th day of October 1936.

[File No. 2-1234]

IN THE MATTER OF AMERICAN FIDELITY CORPORATION, INC.

STOP ORDER

This matter coming on to be heard by the Commission on the registration statement of American Fidelity Corporation, Inc., San Diego, California, after confirmed telegraphic notice by the Commission to said registrant that it appears that said registration statement contains untrue statements of material facts and omits to state material facts required to be stated therein and omits to state material facts necessary to make the statements therein not misleading, and upon the evidence received upon the allegations made in the notice of hearing duly served by the Commission on said registrant, and the Commission having duly considered the matter, and finding that said registration statement contains untrue statements of material facts and omits to state material facts required to be stated and material facts necessary to make statements made not misleading, all as more fully set forth in the Trial Examiner's Report in this matter

and the stipulation of the registrant and the attorney for the Commission contained therein, which said Trial Examiner's Report is hereby adopted, and being now fully advised in the premises,

It is ordered, pursuant to Section 8 (d) of the Securities Act of 1933, as amended, that the effectiveness of the registration statement filed by American Fidelity Corporation, Inc., San Diego, California, be, and the same hereby is, suspended.

By direction of the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3169—Filed, October 29, 1936; 12:42 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 8th day of October 1936:

[File No. 2-501]

IN THE MATTER OF GILPIN EUREKA CONSOLIDATED MINES, INC.

STOP ORDER

This matter coming on to be heard by the Commission on the registration statement of Gilpin Eureka Consolidated Mines, Inc., Kansas City, Missouri, after confirmed telegraphic notice by the Commission to said registrant that it appears that said registration statement includes untrue statements of material facts and omits to state material facts required to be stated therein and omits to state material facts necessary to make the statements therein not misleading, and upon the evidence received upon the allegations made in the notice of hearing duly served by the Commission on said registrant, and the Commission having duly considered the matter, and finding that said registration statement includes untrue statements of material facts and omits to state material facts required to be stated therein and material facts necessary to make statements therein not misleading, all as more fully set forth in the Commission's Findings of Fact and Opinion this day issued, and the Commission being now fully advised in the premises,

It is ordered, pursuant to Section 8 (d) of the Securities Act of 1933, as amended, that the effectiveness of the registration statement filed by Gilpin Eureka Consolidated Mines, Inc., Kansas City Missouri, be, and the same hereby is, suspended.

By direction of the Commission.

[SEAL] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3171—Filed, October 29, 1936; 12:42 p. m.]

Saturday, October 31, 1936

No. 165

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Circular No. 1412]

INSTRUCTIONS RELATIVE TO THE ISSUANCE OF ONE YEAR LEASES
UNDER SECTION 15 OF THE TAYLOR GRAZING ACT

Registers, U. S. Land Offices.

OCTOBER 22, 1936.

SMS: With a view to expediting the issuance of grazing leases under section 15 of the Taylor Grazing Act approved June 28, 1934 (48 Stat. 1269) as amended by the Act of June 26, 1936 (Public, No. 827)¹ you will, until further instructed, take action on applications for such leases as herein directed.

In order that the procedure followed in each district land office may be as uniform as possible, the following instructions are issued:

Copies of all pending applications in this office, embracing lands in your district and outside of established or proposed

¹ 49 Stat. 1976.

grazing districts, are being forwarded to you under separate cover together with copies of reports that have been received from the Special Agents in Charge.

You will immediately take up these and all other such cases for action in the order of their filing, in so far as practicable, and obtain the status of the lands involved as shown by the records of your office, noting all conflicting lease applications and other conflicts. When such status is obtained, you will not consider the applications as to any lands not properly subject to lease, thereby eliminating from consideration all but the vacant, unreserved, and unappropriated public lands. However, when it is found that any application for lease conflicts with an application under any other section of the Taylor Grazing Act as amended, regardless of the date of filing of such other application, or when it is found that the application for lease embraces withdrawn or reserved lands, the lease application will be suspended as to such tract or tracts until such a time as a determination can be made by this office regarding the respective rights of the parties interested.

If it is found that any application embraces isolated or disconnected tracts of 760 acres or less you will, at the earliest date possible, direct publication in the manner hereinafter prescribed. When an application embraces tracts in excess of 760 acres no publication will be required, and where it is found that an application includes tracts of 760 acres or less and also tracts in excess of 760 acres, you will direct publication only as to the tracts of 760 acres or less. Care should be exercised in ordering publications in order that the same tract is not included in more than one publication. The expense of such publication will be paid for by the applicants.

Publication will be required on the senior application as to tracts of 760 acres or less. However, if a lease for all or any part of the tracts is awarded to an applicant on whose application publication was not required, such applicant, prior to the inclusion of such lands in a lease, will be required to furnish evidence to the effect that the applicant who paid the expense of publication has been reimbursed for such cost or part thereof.

The following form of notice will be used when ordering publication:

Department of the Interior, U. S. Land Office -----
 Notice is hereby given that -----, of
 ----- (applicant)
 -----, has filed application ----- (serial No.)
 ----- (post office address) -----
 under the Taylor Grazing Act to lease ----- (description of

 land applied for)
 Said lands are offered for lease upon such terms and conditions as may be prescribed. Any and all persons desiring to lease all or any part thereof for grazing purposes under authority of said act, must file notice of their claims, or proper grazing lease applications, in this office within 90 days from date of the first publication of this notice.

Date of first publication: ----- Register.

In directing publication you will be guided by the instructions contained in paragraph 15 of Circular 1401, except that you will direct publication in all cases whether they are pending in this office or not.

To assist you in adjudicating applications there will be detailed to your office by the Division of Investigations a special agent or agents familiar with the land within your land district who will act in an advisory capacity to you especially regarding the carrying capacity of the land involved and as to any division of lands to be made between conflicting applications based upon information obtained by them through previous investigations in the vicinity. This procedure will, for the time being, eliminate the submission of formal reports by the Division of Investigations as heretofore required under former instructions (Circular 1401).

As to applications for lease embracing a tract or tracts in excess of 760 acres which are properly subject to lease, you will in each case make a determination as to the lands which, in your opinion, the applicant is entitled to lease. In making

this determination you will take into consideration all information contained in your records, together with such other information as the special agent is able to furnish. This course of action will also be followed on applications which include both tracts of 760 acres or less and tracts in excess of 760 acres except that you will not withhold the issuance of leases on such applications as to the tracts in excess of 760 acres, pending the expiration of the 90-day preference period allowed in the published notices.

In determining the rental to be charged, you will use as a basis the chart to be furnished you by this office, which is self-explanatory. It indicates the theoretical number of acres per cow month required under normal conditions. (You may also take into consideration the number of livestock the applicant or applicants state in their applications they desire to graze upon the lands.) Based upon the seasonal use of the range in any particular area and a nominal charge of 5 cents per head per month or fraction thereof per each head of cattle or horses and 1 cent per month or fraction thereof for each sheep or goat, the rental charge for the area awarded in the lease will be arrived at.

When such determination is made as to the lands to be awarded and the rental to be charged, you will prepare and forward to the applicant by registered mail a proposed lease, in quadruplicate, on forms to be furnished you, advising him that he will be allowed 10 days from receipt thereof within which to execute the proposed lease and return the same to you accompanied with the amount due as rental as set forth therein.

In the event the applicant is not awarded all the lands applied for, your letter to him should set forth fully all reasons why the proposed lease does not embrace all the lands and that your action is subject to the right of appeal to the Commissioner of the General Land Office, advising him, however, whether or not an appeal is filed, his rights as to any lands applied for but not included in the proposed lease will, in due course, be adjudicated by the General Land Office and such lands included in a supplemental lease to him if warranted.

If, within the time allowed, the applicant returns the lease forms properly executed, together with the amount due as rental, you will date and sign the four copies and make appropriate notations on your records. You will then forward one copy of the lease to the applicant, retain one copy for your files, and forward the original and one signed copy to this office, together with copies of all correspondence had in connection with the issuance of the lease.

If and when an appeal is filed from your award of the lease, you will immediately forward the same, together with copies of your correspondence to this office, and any decision rendered by this office will be subject to the right of appeal to the Secretary of the Interior.

Upon expiration of the 90-day period allowed in the published notices, relative to tracts of 760 acres or less, you will consider all protests, objections, and other lease applications for any or all the lands involved that may have been received in your office and proceed to make such determination as to the award of the lands as outlined above.

These regulations are not to be considered as a revocation of Circular 1401, as amended by Circular 1411, but are to be considered a temporary modification thereof in so far as said circular is inconsistent herewith.

Very respectfully,

ANTOINETTE FUNK,
 Acting Commissioner.

I concur:

JULIAN TERRETT,
 Acting Director, Division of Grazing.

I concur:

B. B. SMITH,
 Acting Director of Investigations.

Approved, Oct. 22, 1936.

T. A. WALTERS,
 First Assistant Secretary.

[F. R. Doc. 3172—Filed, October 30, 1936; 9:39 a. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

NER—B-4, Revised; Pennsylvania Issued October 29, 1936

1936 AGRICULTURAL CONSERVATION PROGRAM—NORTHEAST REGION

BULLETIN NO. 4, REVISED—PENNSYLVANIA

County Average Rates of Soil-Conserving Payments in Connection With the General Soil-Depleting Base

Pursuant to the authority vested in the Secretary of Agriculture under section 8 of the Soil Conservation and Domestic Allotment Act, Northeast Region, Bulletin No. 4, for the State of Pennsylvania, as amended October 26, 1936, is hereby amended to read as follows:

County Average Rates of Soil-Conserving Payments for Production of Soil-Conserving Crops on Acreage Diverted from the General Soil-Depleting Base.

In accordance with the provisions of section 2 (a), part II, of Northeast Region, Bulletin No. 1, Revised, and subject to the provisions of said bulletin and all other bulletins heretofore or hereafter issued, for the respective counties of the State of Pennsylvania, the county average rates of payment per acre to be used in determining payment for the diversion of crops from the general soil-depleting base to the production of soil-conserving crops in 1936 shall be as shown hereunder:

County—Rate of payment per acre

Adams, \$11.90; Allegheny, \$11.60; Armstrong, \$10.80; Beaver, \$10.90; Bedford, \$10.80; Berks, \$12.90; Blair, \$11.30; Bradford, \$11.10; Bucks, \$13.70; Butler, \$11.30; Cambria, \$11.10; Cameron, \$10.40; Carbon, \$11.60; Centre, \$11.50; Chester, \$16.40; Clarion, \$11.10; Clearfield, \$11.10; Clinton, \$11.80; Columbia, \$12.00; Crawford, \$11.60; Cumberland, \$12.50; Dauphin, \$12.80; Delaware, \$16.00; Elk, \$10.80; Erie, \$11.80; Fayette, \$9.70; Forest, \$10.50; Franklin, \$12.00; Fulton, \$9.70; Green, \$11.30; Huntingdon, \$9.90; Indiana, \$11.20; Jefferson, \$11.20; Juniata, \$11.20; Lackawanna, \$10.30; Lancaster, \$17.70; Lawrence, \$11.60; Lebanon, \$14.30; Lehigh, \$13.10; Luzerne, \$11.70; Lycoming, \$12.20; McKean, \$10.00; Mercer, \$11.40; Mifflin, \$11.90; Monroe, \$10.80; Montgomery, \$14.80; Montour, \$11.90; Northampton, \$13.40; Northumberland, \$12.00; Perry, \$10.80; Philadelphia, \$14.80; Pike, \$10.50; Potter, \$10.30; Schuylkill, \$12.10; Snyder, \$11.40; Somerset, \$11.90; Sullivan, \$11.00; Susquehanna, \$11.70; Tioga, \$10.50; Union, \$12.60; Venango, \$11.20; Warren, \$11.20; Washington, \$12.10; Wayne, \$11.70; Westmoreland, \$10.70; Wyoming, \$11.00; York, \$14.80.

In testimony whereof, W. R. Gregg, Acting Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 29th day of October, 1936:

[SEAL]

W. R. GREGG,

Acting Secretary of Agriculture.

[F. R. Doc. 3175—Filed, October 30, 1936; 12:05 p. m.]

Bureau of Biological Survey.

ORDER

PERMITTING AND REGULATING HUNTING OF CERTAIN GAME BIRDS
WITHIN THE TULE LAKE WILDLIFE REFUGE, CALIFORNIA

By virtue of authority conferred upon the Secretary of Agriculture by section 84 of the Act of March 4, 1909 (35 Stat. 1088) as amended by the Act of April 15, 1924 (43 Stat. 98) and by section 10 of the Act of February 18, 1929 (45 Stat. 1222), and in extension of regulation 8 of the general regulations of the Secretary of Agriculture of May 7, 1930, governing the administration of Federal wildlife refuges, made and prescribed pursuant to said authority, *It is ordered*, That migratory waterfowl (except those species for which no open season is prescribed by the Migratory Bird Treaty Act Regulations), coots, and Chinese pheasants, may be taken within the Tule Lake Wildlife Refuge, California (except within the area thereof hereinafter described, and hereby designated "closed area", as shown on the diagram hereto attached and made a part of this Order¹), when, in manner, by means and to the extent not prohibited either by Federal or State law or regulation, and under the fol-

lowing special provisions, conditions, restrictions, and requirements:

1. *Closed Area*.—That area within the Tule Lake Wildlife Refuge described as follows:

MOUNT DIABLO-MERIDIAN

Beginning at the north one-sixteenth corner of secs. 4 and 5, T. 47 N., R. 4 E.;

Thence from said initial point with subdivisional lines in sec. 4;

Southerly on northerly boundary of lots 6, 9, and 12;

Thence with subdivisional lines in sec. 3;

Southeasterly on northerly boundary of lots 14 and 15;

Northerly on west boundary of lots 11 and 6;

Easterly on north boundary of lot 6;

Southerly on east boundary of lots 6 and 11 to the northwest corner of lot 16;

Southeasterly on northerly boundary of lots 16 and 18;

Thence with subdivisional line in sec. 2;

Southeasterly on northerly boundary of lot 7;

Thence with subdivisional line in sec. 11;

Southeasterly on northerly boundary of lot 4 to the northeast corner thereof;

Thence southerly with the north and south center lines of secs. 11, 14, 23, 26, and 35, T. 47 N., R. 4 E.; and sec. 2, T. 46 N., R. 4 E., crossing the Tule Lake dike bearing east and west through the center of sec. 2, to a point 200 feet south of the outer toe thereof;

Thence with a line parallel to and outside the Tule Lake dike, 200 feet distant from the outer toe thereof;

Westerly in sec. 2 to a point near the one-quarter corner of secs. 2 and 3;

Northerly in the east edge of sec. 3 to the north boundary of T. 46 N., R. 4 E.;

Thence continuing along said dike in T. 47 N., R. 4 E.;

Northerly in the east edge of sec. 34 to a point near the one-quarter corner thereof;

Northwesterly through sec. 34 to a point approximately 600 feet north of the one-quarter corner of secs. 33 and 34;

Westerly through secs. 33 and 32 to a point approximately 500 feet north of the center one-quarter corner of sec. 32;

Northerly through secs. 32, 29, 20, and 17 to a point near the one-quarter corner of secs. 8 and 17;

Easterly in the south edge of sec. 8 to a point near the corner common to secs. 8, 9, 16, and 17;

Northerly in the east edge of secs. 8 and 5 to a point on the south boundary of lot 1, sec. 5;

Thence easterly to place of beginning.

2. *Entry Upon Refuge—Firearms*.—No person may enter the refuge for the purpose of hunting in accordance with this Order except under permit from the officer in charge thereof, and the having or carrying of firearms on the refuge without permit from the officer in charge, except on highways, thoroughfares, and shooting area, or routes of travel to and from such area designated by such officer, or when appropriate to the object for which any special permit may have been issued, will not be permitted. Persons entering or crossing the refuge for the purpose of hunting, as permitted by this Order, shall use such established routes of travel and shall not otherwise enter upon the refuge. The carrying or being in possession of rifled firearms or the use of single ball or slug load shotgun shells on the refuge is prohibited.

3. *Registration of Hunters*.—Each person to whom has been issued a permit to hunt on the refuge shall register his name and address at an established checking station with the officer in charge, or his deputy, and shall produce for inspection his State hunting license, and if hunting migratory waterfowl, a properly validated Federal Migratory Bird Hunting Stamp. Before leaving the refuge, each such person shall report to the officer in charge, or his deputy, at the checking station through which he entered, the species and number of each species of migratory waterfowl and the number of coots and Chinese pheasants taken by him each day, during the time spent on such shooting area, and whenever requested by any officer shall exhibit all such birds in his possession for inspection.

4. *Disorderly Conduct, Intoxication*.—No person who is visibly intoxicated will be permitted to enter upon the refuge for the purpose of hunting, and any person who indulges in any disorderly conduct on the refuge will be removed therefrom by the officer in charge and dealt with as prescribed by law.

5. *Hunting Dogs, Horses*.—Each person hunting on the public shooting ground will be permitted to take his hunting dogs, not to exceed two in number, upon such area for the purpose of retrieving dead or wounded birds, but such dogs shall not be permitted to run at large on the public shooting ground or elsewhere on the refuge. Hunting from horseback will not be permitted and no mounted hunter will be allowed to enter the public shooting ground.

6. *Defacement or Destruction of Public Property*.—The destruction, injury, defacement, removal, or disturbance in any manner of any public building, notice, sign, signboard, equipment, fence, dike, dike embankment, dam, bridge, or other structure, or of any other public property of any kind or nature, or any tree, flower, or vegetation, or the killing or molestation of any animal or bird (other than migratory waterfowl, coots, and Chinese pheasants per-

¹ The diagram appears on Page 1672 of the FEDERAL REGISTER for October 27, 1936.

mitted to be killed under the provisions, conditions, restrictions, and requirements of this Order), or other wildlife within the Tule Lake Wildlife Refuge is prohibited.

The Orders of the Secretary of Agriculture of February 27, 1934, and October 26, 1936, permitting hunting on certain areas within the Tule Lake Wildlife Refuge are hereby revoked.

In testimony whereof I have hereunto set my hand and caused the official seal of the United States Department of Agriculture to be affixed at the City of Washington this 30th day of October 1936.

[SEAL]

W. R. GREGG,

Acting Secretary of Agriculture.

[F. R. Doc. 3174—Filed, October 30, 1936; 12:05 p. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 12th day of October A. D. 1936.

[No. MC 86037]

APPLICATION OF PICKWICK SLEEPER-COACH LINES, INC., FOR
AUTHORITY TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of Pickwick Sleeper-Coach Lines, Inc., of Suite 1015 Spring Arcade Building, 541 South Spring Street, Los Angeles, Calif., for a Certificate of Public Convenience and Necessity (Form BMC 9, New Operation), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Persons, in Interstate Commerce, in the States of New York, New Jersey, Pennsylvania, Ohio, Indiana, Illinois, Iowa, Nebraska, Wyoming, Utah, Nevada, Arizona, California, Oregon, and Washington, Over the Following Routes:

Route No. 1.—Between New York, N. Y., and Chicago, Ill., via Newark, N. J., Pittsburgh, Pa., Cleveland, Ohio, and South Bend, Ind.

Route No. 2.—Between Chicago, Ill., and Salt Lake City, Utah, via Des Moines, Iowa, Omaha, Nebr., and Cheyenne, Wyo.

Route No. 3.—Between Salt Lake City, Utah, and Los Angeles, Calif., via Las Vegas, Nev., and Littlefield, Ariz.

Route No. 4.—Between Salt Lake City, Utah, and San Francisco, Calif., via Wells, Nev.

Route No. 5.—Between San Diego, Calif., and Seattle, Wash., via Los Angeles and Red Bluff, Calif.; Grants Pass and Portland, Ore.; and Kelso, Wash.

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner W. T. Croft for hearing and for the recommendation of an appropriate order thereon, to be accompanied by the reasons therefor:

It is further ordered, That this matter be assigned for hearing before Examiner W. T. Croft, on the 30th day of November A. D. 1936; at 10 o'clock a. m. (standard time), at the Rooms of the California Railroad Commission, State Building, Los Angeles, Calif.;

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of

service hereof, and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, Secretary.

[F. R. Doc. 3173—Filed, October 30, 1936; 11:53 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities
and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 29th day of October A. D. 1936.

[File No. 31-26]

IN THE MATTER OF THE APPLICATION OF MONARCH MILLS.

NOTICE OF HEARING AND ORDER DESIGNATING TRIAL EXAMINER

An application by Monarch Mills having been duly filed with this Commission, pursuant to Section 3 (a) of the Public Utility Holding Company Act of 1935, for exemption as a holding company; a hearing having been held on said application on the 20th day of April, 1936; and it now becoming necessary to reopen said hearing to cure a technical defect in procedure;

It is ordered that such matter be set down for hearing on November 4, 1936, at 10:00 o'clock in the forenoon of that day, at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before October 31, 1936.

It is further ordered that Charles S. Lobingier, an officer of the Commission, be, and he hereby is, designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3177—Filed, October 30, 1936; 12:45 p. m.]

United States of America—Before the Securities
and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 29th day of October A. D. 1936.

[File No. 31-377]

IN THE MATTER OF THE APPLICATION OF UTILITIES POWER AND
LIGHT CORPORATION, LIMITED

NOTICE OF HEARING AND ORDER DESIGNATING TRIAL EXAMINER

An application having been duly filed with this Commission, by Utilities Power and Light Corporation, Ltd., pursuant to Section 3 of the Public Utility Holding Company Act of 1935, for exemption from the provisions of said Act,

It is ordered that such matter be set down for hearing on November 16, 1936, at 10:00 o'clock in the forenoon of that

day, at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before November 11, 1936.

It is further ordered that Robert P. Reeder, an officer of the Commission, be and he hereby is, designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3180—Filed, October 30, 1936; 12:46 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 27th day of October 1936.

IN THE MATTER OF MASONIC TEMPLE (GRAND LODGE OF THE STATE OF LOUISIANA) 4%-5% REFUNDING MORTGAGE SERIAL BONDS

ORDER DENYING UNLISTED TRADING PRIVILEGES PURSUANT TO SECTION 12 (F) OF THE SECURITIES EXCHANGE ACT OF 1934, AS AMENDED, AND RULE JF2

The New Orleans Stock Exchange having made application for unlisted trading privileges in Masonic Temple (Grand Lodge of the State of Louisiana) 4%-5% Refunding Mortgage Serial Bonds, pursuant to Section 12 (f) of the Securities Exchange Act of 1934, as amended, and

It appearing to the Commission that, within the meaning of Rule JF2, said security is not substantially equivalent to Masonic Temple (Grand Lodge of the State of Louisiana) First Mortgage 5½% Serial Gold Bonds, a security heretofore admitted to unlisted trading privileges on said exchange, it is

Ordered, that said application for unlisted trading privileges in Masonic Temple (Grand Lodge of the State of Louisiana) 4%-5% Refunding Mortgage Serial Bonds on the New Orleans Stock Exchange be, and is hereby, denied.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3176—Filed, October 30, 1936; 12:45 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C. on the 29th day of October A. D. 1936.

[File No. 20—416A1-1]

IN THE MATTER OF AN OFFERING SHEET OF WORKING INTERESTS IN THE SEALY-BURKE #2 FARM FILED ON JULY 27, 1936, BY DION A. KITSOS, RESPONDENT

PERMANENT SUSPENSION ORDER

The Securities and Exchange Commission initiated this proceeding pursuant to the provisions of Rule 340 of the

General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, to determine whether or not an order should be entered suspending the effectiveness of the filing of an offering sheet of working interests in the Sealy-Burke #2 Farm, located in Iberia Parish, Louisiana, which offering sheet was filed with the Commission on July 27, 1936, by Dion A. Kitsos, of New Orleans, Louisiana, the respondent herein.

This matter having come on regularly for hearing before the Commission at Washington, D. C., on September 1, 1936, and evidence both oral and documentary having been introduced, and the hearing having been closed, and the Commission having found that said offering sheet is incomplete and inaccurate in several material respects, and that said offering sheet omits to state material facts required to be stated therein (for the omission of which no sufficient reason is given in said offering sheet), all as more fully set forth in the Findings and Opinion of the Commission filed in this proceeding, and it appearing appropriate in the public interest so to do;

It is ordered, pursuant to Rule 340 (b) of the Commission's General Rules and Regulations promulgated under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be and the same hereby is permanently suspended.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 3178—Filed, October 30, 1936; 12:45 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 29th day of October A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE OHIO-MCMILLAN FARM, FILED ON OCTOBER 26, 1936, BY VIRGIL O. KING, INC., RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)) AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and, therefore, alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

In that the information concerning wells on or offsetting the tract for which Item 8 of Division II and the note thereto call, is omitted as to the wells indicated as Continental-Young No. 10 and Blackstock-Tegtmeyer No. 1 on the plat furnished as Exhibit A.

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 25th day of November 1936; that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Moore, an officer of the Commission, be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 12th day of November 1936, at 10:00 a. m. in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania

Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 3179—Filed, October 30, 1936; 12:45 p. m.]

Tuesday, November 3, 1936

No. 166

PRESIDENT OF THE UNITED STATES.

ARMISTICE DAY—1936

By the President of the United States of America

A PROCLAMATION

WHEREAS the preamble to Senate Concurrent Resolution 18, Sixty-ninth Congress (44 Stat. 1982), passed June 4, 1926, recites:

"Whereas the 11th of November, 1918, marked the cessation of the most destructive, sanguinary, and far-reaching war in human annals and the resumption by the people of the United States of peaceful relations with other nations, which we hope may never again be severed; and

"Whereas it is fitting that the recurring anniversary of this date should be commemorated with thanksgiving and prayer and exercises designed to perpetuate peace through good will and mutual understanding between nations; and

"Whereas the legislatures of twenty-seven of our States have already declared November 11 to be a legal holiday:" AND WHEREAS the said Concurrent Resolution provides:

"That the President of the United States is requested to issue a proclamation calling upon the officials to display the flag of the United States on all Government buildings on November 11 and inviting the people of the United States to observe the day in schools and churches, or other suitable places, with appropriate ceremonies expressive of our gratitude for peace and our desire for the continuance of friendly relations with all other peoples."

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, President of the United States of America, do hereby direct that on November 11, 1936, the eighteenth anniversary of the Armistice, the flag of the United States be displayed on all Government buildings, and do invite the people of the United States to observe the day with appropriate ceremonies in schools and churches, or other suitable places.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 27th day of October in the year of our Lord nineteen hundred and thirty-six, and of the Independence of the United States of America the one hundred and sixty-first.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL

Secretary of State.

[No. 2207]

[F. R. Doc. 3197—Filed, November 2, 1936; 12:26 p. m.]

EXECUTIVE ORDER

DESIGNATING MOREHEAD CITY, NORTH CAROLINA, AS A CUSTOMS PORT OF ENTRY

By virtue of and pursuant to the authority vested in me by the act of August 1, 1914, 38 Stat. 609, 623 (U. S. C., title 19, sec. 2), I hereby designate Morehead City, North Caro-

lina, as a customs port of entry in Customs Collection District No. 15 (North Carolina), effective this date.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

Oct. 30th, 1936.

[No. 7482]

[F. R. Doc. 3181—Filed, October 30, 1936; 2:20 p. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Adjustment Administration.

[Docket No. A-38 O-38]

NOTICE OF HEARING WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND ORDER REGULATING HANDLING OF CAULIFLOWER GROWN IN STATE OF OREGON

Whereas, under the Agricultural Adjustment Act, as amended, notice of hearing is required in connection with a proposed marketing agreement or a proposed order, and the General Regulations, Series A, No. 1, as amended, of the Agricultural Adjustment Administration provide for such notice; and

Whereas, the Secretary of Agriculture has reason to believe that the execution of a marketing agreement and the issuance of an order will tend to effectuate the declared policy of Title I of the Agricultural Adjustment Act, as amended, with respect to cauliflower grown in the State of Oregon;

Now, therefore, pursuant to the said act and said general regulations, notice is hereby given of a hearing to be held on a proposed marketing agreement and a proposed order regulating the handling of cauliflower grown in the State of Oregon, in the assembly room, Multnomah Hotel, Portland, Oregon, on November 9, 1936, at 10:00 a. m.

This public hearing is for the purpose of receiving evidence as to the general economic conditions which may necessitate regulation in order to effectuate the declared policy of the act and as to the specific provisions which a marketing agreement and order should contain. The proposed marketing agreement and order provide for the regulation of the handling of cauliflower produced in the area stated, and, among other things provision is made for: (a) the establishment of a Control Committee, (b) the regulation of the total quantity of cauliflower to be shipped during given periods, (c) the regulation of shipments of cauliflower by grades and sizes, and (d) assessments for expenses of administration.

It is hereby declared that an emergency exists in the handling of cauliflower in the aforesaid area which requires a shorter period of notice than fifteen (15) days; and it is hereby determined that the period of notice given is reasonable under the circumstances.

Copies of the proposed marketing agreement and the proposed order may be inspected in or procured from the office of the Hearing Clerk, Room 4725, South Building, United States Department of Agriculture, Washington, D. C.

[SEAL]

W. R. GREGG,

Acting Secretary of Agriculture.

Dated, October 30, 1936,

Washington, D. C.

[F. R. Doc. 3187—Filed, October 31, 1936; 11:29 a. m.]

Bureau of Entomology and Plant Quarantine.

BEPC—Potato Regs.

[Amendment of Regulation 7; Effective December 1, 1936]

AMENDMENT OF REGULATIONS GOVERNING THE ENTRY OF POTATOES INTO THE UNITED STATES

INTRODUCTORY NOTE

This revision eliminates the provision for the importation of foreign potatoes into the Territory of Hawaii for local use, without restriction and provides that the entry of foreign